

02-25-02

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

02/20/02

J1000 U.S. PTO
936180/01
10/08/02

02/20/02

Pocket No. A-63761-7/RFT/RMS/RMK

Anticipated Classification of
this Application:

Class: Subclass:

Prior Application:

Examiner: A. Marschel

Art Unit: 1631

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NUMBER EL 890 441385 US

DATE OF DEPOSIT February 20, 2002I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
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UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AN
ADDRESSED TO: BOX PATENT APPLICATION FEE, ASSIST
COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.TYPED NAME Daravyl K. KetherSIGNED [Signature]**Box PATENT APPLICATION FEE**Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing an

☐ Original☒ Continuation☐ Divisional☐ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of Jon F. KAYYEM, Stephen
D. O'CONNOR, Michael GOZIN, Changjun YU, Thomas J. MEADE (Names of ALL
 Applicants), for ELECTRODES LINKED VIA CONDUCTIVE OLIGOMERS TO NULCEIC
ACIDS (Title of Invention). This ☒ continuation ☐ divisional ☐
 continuation-in-part claims priority to pending application Serial No.
08/873,978, filed on June 12, 1997.

1. (a) ☐ Enclosed is a new application.
 (b) ☐ Enclosed is a continuation-in-part application.
 (c) ☒ Enclosed is a copy of the prior application.
2. (a) ☐ Enclosed is a new Declaration.
 (b) ☒ Enclosed is a copy of the prior executed Declaration as
 originally filed.
 (c) ☐ Enclosed is a Combined Declaration/Power of Attorney.
3. ☐ Applicant claims small entity status. See 37 CFR 1.27.

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Form 1.16b (8069)

09/01

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4. The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

FOR:	(Col. 1) <u>NO. FILED</u>	(Col. 2) <u>NO. EXTRA</u>	<u>SMALL ENTITY</u> <u>RATE</u>	<u>FEE</u>	<u>OTHER THAN A</u> <u>SMALL ENTITY</u> <u>ORRATE</u>	<u>FEE</u>
BASIC FEE				\$370	OR	\$740
TOTAL CLAIMS	<u> </u> -20 =	* <u> </u>	x 9 =	\$ <u> </u>	OR x 18 =	\$ <u> </u>
INDEP CLAIMS	<u> </u> -3 =	* <u> </u>	x 42 =	\$ <u> </u>	OR x 84 =	\$ <u> </u>
[] MULTIPLE DEPENDENT CLAIM PRESENTED			+140 =	\$ <u> </u>	OR+280 =	\$ <u> </u>
*If the difference in Col. 1 is less			TOTAL	\$ <u> </u>	OR TOTAL	\$ <u> </u>

 than zero, enter "0" in Col. 2.

 ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A- /).

6. Our check in the amount of \$ is enclosed.

 ☒ Cancel in this application original claims 2-46 of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8. Amend the specification by inserting before the first line the sentence:

--This is a ☒ continuation division continuation-in-part of application Serial No. filed .--

9. (a) ☒ Informal drawings are enclosed, 26 sheets.

(b) Formal drawings are enclosed, sheets.

10. (a) ☒ Priority of application Serial No. 08/743,798 filed on November 5, 1996 in the United States of America and of application Serial No. 08/873,978 filed January 4, 1999 in the United States of America is claimed under 35 U.S.C. 119/120.

(b) The certified copy has been filed in prior application Serial No. filed on .

11. _____ An Assignment is enclosed.

12. ☒ The prior application is assigned of record to _____
Clinical Micro Sensors, Inc.
_____.

13. _____ A Power of Attorney by Assignee is enclosed.

14. ☒ The power of attorney in the prior application is to:
Flehr Hohbach Test Albritton & Herbert LLP

(name)
Four Embarcadero Center, Suite 3400

(address)
San Francisco, CA 94111

- (a) ☒ The power appears in the original papers in the prior application.
- (b) _____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) _____ Address all future communications to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989

15. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16. _____ A Prior Art Statement is enclosed.

17. ☒ I hereby verify that the attached papers are a true duplicate of prior application Serial No. 08/873,978 originally filed on January 4, 1999.

Date: 2/20/02

Robert M. Silk
Attorney's Signature
Registration No. 38,304